

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MANPREET KAUR,

Plaintiff,

v.

CHAD WOLF,<sup>1</sup> Acting Secretary,  
Department of Homeland Security; et  
al.,

Defendants.

Case No. 2:20-cv-619 MJP

STIPULATED MOTION TO EXTEND  
DEADLINES AND ORDER

Note on Motion Calendar:  
November 4, 2020

The parties, pursuant to Local Rules 10(g) and 16, hereby jointly stipulate and move for a 60-day extension of their deadline to file a Joint Status Report and Discovery Plan, and of defendants' deadline to Answer the Complaint. The Joint Status Report and Answer are currently due November 9 and 10, 2020, respectively; the new deadlines would be January 8 and 11, 2021.

A court may modify a schedule for good cause. Fed. R. Civ. P. 16(b)(4). Continuing pretrial and trial dates is within the discretion of the trial judge. *See King v. State of California*, 784 F.2d 910, 912 (9th Cir. 1986).

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<sup>1</sup> The Acting Secretary of the U.S. Department of Homeland Security is incorrectly named as "John" Wolf in the Complaint and on the docket.

1 The parties submit there is good cause for an extension of these  
 2 deadlines. The Court twice previously extended these deadlines as Defendants  
 3 worked to adjudicate Plaintiff's I-130 Petition for Alien Relative and issue the  
 4 visa, as requested in Plaintiff's mandamus Complaint. Dkt. nos. 7 and 9. On  
 5 September 8, 2020, Defendant Gregory A. Richardson, Director of the Texas  
 6 Service Center for United States Citizenship and Immigration Services (USCIS),  
 7 adjudicated USCIS' Notice of Intent to Revoke by reaffirming the prior approval  
 8 of Plaintiff's I-130 Petition. Later in September 2020, USCIS forwarded the  
 9 approved I-130 Petition to the U.S. Department of State's National Visa Center  
 10 for further processing. The State Department is currently working to schedule  
 11 a visa interview for Plaintiff at a consulate in India.

12 USCIS's approval of the I-130 Petition has provided the first of the two-  
 13 steps of relief Plaintiff requests in her Complaint. Given that the State  
 14 Department is working to schedule a visa interview—a necessary prerequisite  
 15 to issuance of a visa—the parties continue to believe this matter could likely be  
 16 resolved without litigation. Accordingly, the parties seek a further 60-day  
 17 extension of their deadline to file a Joint Status Report and Defendants'  
 18 deadline to file the Answer.

19 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

20 DATED: November 4, 2020

s/ Bart Klein

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Attorney for Plaintiff

1  
2 DATED: November 4, 2020

s/ Kyle A. Forsyth  
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6 Attorney for Defendants

7  
8 **ORDER**

9 **IT IS SO ORDERED.**

10 Dated this 13th day of November, 2020.

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15 Marsha J. Pechman  
16 United States Senior District Judge